

Title 17, California Code of Regulations, Section 2643.10, HIV Reporting by Laboratories

- (a) The laboratory director or authorized designee shall create a Partial Non-Name Code (as specified in [Section 2641.77](#)) for each confirmed HIV test.
- (b) The laboratory director or authorized designee shall, within seven calendar days of determining a confirmed HIV test, report the confirmed HIV test to the Health Officer of the local health jurisdiction where the health care provider facility is located. The report shall include the:
 - (1) Partial Non-Name Code of the patient; and
 - (2) Name, address, and telephone number of the health care provider and the facility that submitted the biological specimen to the laboratory, if different.; and
 - (3) Name, address, and telephone number of the laboratory; and
 - (4) Laboratory report number as assigned by the laboratory; and
 - (5) Laboratory results of the test performed; and
 - (6) Date the biological specimen was tested in the laboratory.
- (c) A laboratory shall not transmit a patient's personal information to the local health department.
- (d) A laboratory that receives incomplete patient data from a health care provider for a biological specimen with a confirmed HIV test, shall contact the submitting health care provider to obtain the information required pursuant to [Section 2643.5\(b\)\(1\)-\(5\)](#), prior to reporting the confirmed HIV test to the local Health Officer.
- (e) A laboratory shall convey the patient's Partial Non-Name Code to the submitting health care provider when reporting confirmed HIV test results.
- (f) If a laboratory transfers a biological specimen to another laboratory for testing, the laboratory that first receives the biological specimen from the health care provider shall report confirmed HIV tests to the local Health Officer.
- (g) Laboratories shall not submit reports to the local health department for confirmed HIV tests for patients of an Alternative Testing Site or other anonymous HIV testing program, a blood bank, a plasma center, or for participants of a blinded and/or unlinked seroprevalence study.
- (h) When a California laboratory receives a biological specimen for testing from an out-of-state laboratory or health care provider, the California director of the laboratory shall ensure that a confirmed HIV test is reported to the state health department in the state where the biological specimen originated.
- (i) When a California laboratory receives a report from an out of state laboratory that indicates evidence of a confirmed HIV test for a California patient, the California laboratory shall notify the local Health Officer and health care provider in the same manner as if the findings had been made by the California laboratory.
- (j) Information reported pursuant to this Article is acquired in confidence and shall not be disclosed by the laboratory except as authorized by this Article, other state or federal law, or with the written consent of the individual to whom the information pertains or the legal representative of the individual.